

## **FRIDAY APRIL 13, 2007 MEETING**

### **STATE BAR OF CALIFORNIA AGRIBUSINESS COMMITTEE**

#### **The California Department of Food and Agriculture's Market Enforcement Branch, Current Issues and Developments**

**Agatha d'Esterhazy, Chief of Market Enforcement Branch**  
**Glenn E. Yost, Senior Agricultural Economist, CDFA**  
**Steve Shaffer, Office of Agriculture and Environmental Stewardship**

#### **MEETING MINUTES**

A regular meeting of the Agribusiness Committee of the Business Law Section of The State Bar of California ("Committee") was duly held at 10:00 a.m. on Friday, April 13, 2007 at the offices of the California Department of Food and Agriculture, located at 560 J Street, Suite 170, Room 395, Sacramento, California.

The meeting was called to order at 10:00 a.m. by Steve Tripp and Bart Botta, Committee Co-Chairs. The following people were present at the meeting: Steve Tripp, Bart Botta, April Pearson, Joe Marchini, Nina Ortega, Tom Mouzes, Sam Zanutto, Effie Anastacio, Anthony Cary, Renee Robin, Carl Borden, Jason Resnick, David Bell, Phil Welch, Brad Sullivan, and Kevin Kelso.

The Committee started with the presentation by Agatha d'Esterhazy, Chief of the Market Enforcement Branch ("MEB"). Ms. d'Esterhazy discussed the history of the MEB, as well as the early responsibilities of the branch. She also discussed the current make-up of the MEB, and its current responsibilities, as well as the new expedited arbitration provisions to settle disputes. The interplay between the CDFA and the PACA Branch of the U.S. Department of Agriculture was also discussed, as well as the recent change in policy concerning "interstate commerce" for purposes of asserting that the PACA Department has jurisdiction over a particular dispute. Glen Yost, a Senior Agricultural Economist was the next speaker, and he discussed various topics, including current developments and issues concerning the marketing agreement on leafy greens, as well as budget issues for this agreement and other programs currently in effect. The other

California Marketing Programs (56 total marketing programs exist) were also discussed as well as the history, development, and budget concerns for these programs. Question and answer periods followed each speaker's presentations, as well as questioning during the discussions.

The meeting was then temporarily adjourned so that the members of the Committee and all guests could have lunch. The meeting was reconvened for the purpose of completing the remaining presentation scheduled for the day, which was given by Steve Shaffer with the Office of Agriculture and Environmental Stewardship. Mr. Shaffer discussed current issues in which he is involved, including dairy waste issues, global warming issues, and emission regulations. Another question and answer period followed the conclusion of this part of the presentation.

There being no further business, the meeting was adjourned at approximately 1:50 p.m.

Respectfully submitted,

Bart M. Botta  
Co-Chair and Meeting Recording Secretary